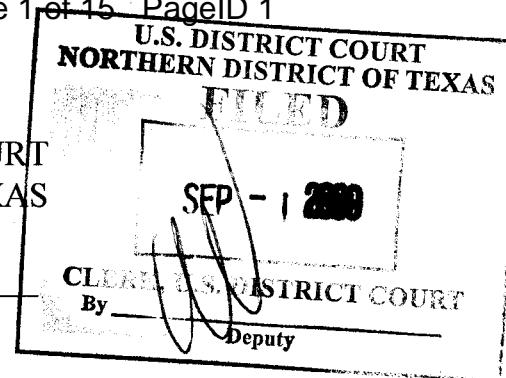


SEAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION



UNITED STATES OF AMERICA

v.

CHASTITY LYNN FAULKNER	(1)	§	No.
MICHAEL BLAINE FAULKNER	(2)	§	<u>Filed Under Seal</u>
BRIAN PATRICK HANEY	(3)	§	
ERIC BYRON LITTLEJOHN II	(4)	§	
NATHAN TODD SHAFER	(5)	§	
MATTHEW NORMAN SIMPSON	(6)	§	
ALICIA CARGILL SMALLWOOD	(7)	§	
JASON CARTER WATTS	(8)	§	
WILLIAM MICHAEL WATTS	(9)	§	

8-09 CR 249-DINDICTMENT

The Grand Jury Charges:

Count One

Conspiracy to Exceed Authorized Access to a Protected Computer
(18 U.S.C. §1030(b) (18 U.S.C. §1030(a)(4))

Beginning in or about March 2003, and continuing until in or about July 2009, in the Dallas Division of the Northern District of Texas and elsewhere, defendants **Chastity Lynn Faulkner, Michael Blaine Faulkner, Brian Patrick Haney, Eric Byron Littlejohn II, Nathan Todd Shafer, Matthew Norman Simpson, Alicia Cargill Smallwood, Jason Carter Watts, and William Michael Watts** did knowingly and intentionally conspire and agree with each other and with others known and unknown to

the Grand Jury, to commit certain offenses against the United States, that is to knowingly and with intent to defraud, exceed authorized access to a protected computer, and by such conduct furthered the intended fraud and obtained anything of value, namely bandwidth minutes provided by various telecommunications companies, such as AT&T, Verizon, XO Communications, SMARTnet VOIP, Waymark Communications, and Grande Communications valued in excess of \$12,000,000.00.

In violation of 18 U.S.C. §1030(b) (18 U.S.C. §1030(a)(4)).

Count Two
Forfeiture Allegation
[18 U.S.C. §1030(i) and (j)]

Upon conviction of the offense alleged in Count One of this Indictment and pursuant to 18 U.S.C. §1030(i), the defendants **Chastity Lynn Faulkner, Michael Blaine Faulkner, Nathan Todd Shafer, and Matthew Norman Simpson** shall forfeit to the United States of America any personal property that was used or intended to be used to commit or to facilitate the commission of such offense, and any real or personal property constituting or derived from any proceeds that such person obtained, directly or indirectly, as a result of such violation.

The above-referenced property subject to forfeiture includes, but is not limited to, the following:

Property

(only the last 4 digits of a financial account number are listed)

1. \$25,681.30 in funds contained in Account XXXX8340 in the name of Core IP Networks at Citizens National Bank of Texas, Waxahachie, Texas, seized on or about April 2, 2009.
[sought from **Matthew Norman Simpson**]

2. \$283,431.74 in funds contained in Account XXXX1898 in the name of Simpson Burwell, Ltd. at Citizens National Bank of Texas, Waxahachie, Texas, seized on or about April 2, 2009.
[sought from **Matthew Simpson**]

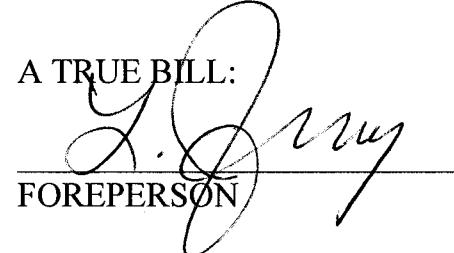
3. \$2,652.96 in funds contained in Account XXXXXX2104 in the name of Spider Development Corporation at JPMorgan Chase Bank, Dallas, Texas, seized on or about March 11, 2009.
[sought from **Nathan Todd Shafer**]
4. The real property at 8641 Glenturret Drive, Ovilla, Ellis County, Texas.
[sought from **Matthew Simpson**]
5. The total amount of proceeds obtained, directly or indirectly, as a result of the offense.
[sought from all defendants]

Substitute Assets

Pursuant to 21 U.S.C. §853(p), if any of the above-described real and/or personal property, as a result of any act or omission of the previously-mentioned defendants, cannot be located upon the exercise of due diligence; has been transferred or sold to, or deposited with, a third person; has been placed beyond the jurisdiction of the Court; has been substantially diminished in value; or has been commingled with other property which cannot be subdivided without difficulty, the United States of America intends to

seek forfeiture of any other property of the previously-mentioned defendants up to the value of the above-described property subject to forfeiture.

A TRUE BILL:



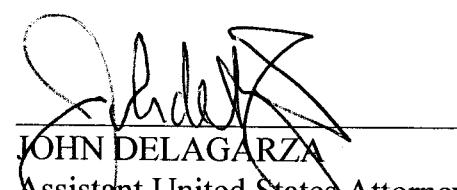
FOREPERSON

JAMES T. JACKS
UNITED STATES ATTORNEY



CANDINA S. HEATH

Assistant United States Attorney
State of Texas Bar No. 09347450
1100 Commerce Street, 3rd Floor
Dallas, Texas 75242
Telephone: 214.659.8600
candina.heath@usdoj.gov



JOHN DELAGARZA
Assistant United States Attorney
State of Texas Bar No. 00796455
1100 Commerce Street, 3rd Floor
Dallas, Texas 75242
Telephone: 214.659.8600
john.delagarza@usdoj.gov

FILED

SEP - 1 2009

CLERK, U.S. DISTRICT COURT

By _____ Deputy

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

CHASTITY LYNN FAULKNER(1)
 MICHAEL BLAINE FAULKNER(2)
 BRIAN PATRICK HANEY(3) (3)
 ERIC LITTLEJOHN II (4)
 NATHAN TODD SHAFER(5)
 MATTHEW NORMAN SIMPSON(6)
 ALICIA CARGILL SMALLWOOD(7)
 JASON C. WATTS (8)
 WILLIAM MICHAEL WATTS(9)

SEALED INDICTMENT

3-09 CR 249-D

18 U.S.C. § 1030(b)(18 U.S.C. § 1030(a)(4)

Conspiracy to Exceed Authorized Access to a Protected Computer

18 U.S.C. 1030(i) and(j); 21 U.S.C. § 853(a) and (p); 28 U.S.C. § 2461;

18 U.S.C. §§ 981(a)(1)(C) and 982(a)(2)

Forfeiture Allegation

2 Counts

A true bill rendered:

DALLAS

FOREPERSON

Filed in open court this _____ day of _____, A.D. 2009.

Clerk

ISSUE ARREST WARRANTS: CHASTITY LYNN FAULKNER;MICHAEL BLAINE FAULKNER; BRIAN PATRICK HANEY; ERIC LITTLEJOHN II; NATHAN TODD SHAVER; MATTHEW NORMAN SIMPSON; ALICIA CARGILL SMALLWOOD; JASON C. WATTS; WILLIAM MICHAEL WATTS

UNITED STATES DISTRICT/MAGISTRATE JUDGE

No Magistrate Complaint Pending

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

ORIGINAL

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

Yes No

Related Case Information

Superseding Indictment: Yes No New Defendant: Yes No

Pending CR Case in NDTX: Yes No If Yes, number: _____

Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;

3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118

R 20 from District of N/A Magistrate Case Number N/A

Defendant Name CHASTITY LYNN FAULKNER (1)

Alias Name f/k/a Chastity Lynn Tutor

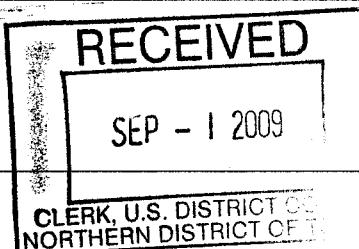
Address _____

County in which offense was committed: Dallas

2. U.S. Attorney Information

Candina S. Heath

Bar # 09347450



3. Interpreter

Yes No

If Yes, list language and/or dialect: _____

4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 2

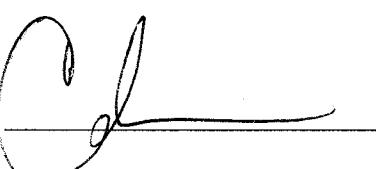
Petty

Misdemeanor

Felony

Citation	Description of Offense Charged	Count(s)
18 U.S.C. § 1030(b)	Conspiracy to Exceed Authorized Access	1
18 U.S.C. § 1030(a)(4)	to a Protected Computer	
18 U.S.C. § 1030(i) and (j); 21 U.S.C. § 853(a) and (p); 28 U.S.C. § 2461; 18 U.S.C. §§ 981(a)(1)(C) and 982 (a)(2)	Forfeiture Allegation	2

Date 8/3/09

Signature of AUSA: 

3-09 CR 249-1

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

 Yes No

Related Case Information

Superseding Indictment: Yes No New Defendant: Yes NoPending CR Case in NDTX: Yes No If Yes, number: _____

Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;

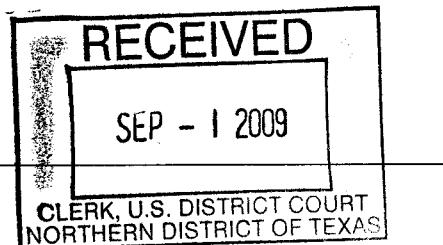
3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118

R 20 from District of N/A Magistrate Case Number N/ADefendant Name MICHAEL BLAINE FAULKNER (2)

Alias Name _____

Address _____
_____County in which offense was committed: Dallas

2. U.S. Attorney Information

Candina S. HeathBar # 09347450

3. Interpreter

 Yes No

If Yes, list language and/or dialect: _____

4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 2 Petty Misdemeanor Felony

Citation	Description of Offense Charged	Count(s)
18 U.S.C. § 1030(b)	Conspiracy to Exceed Authorized Access	1
18 U.S.C. § 1030(a)(4)	to a Protected Computer	
18 U.S.C. § 1030(i) and (j); 21 U.S.C. § 853(a) and (p); 28 U.S.C. § 2461; 18 U.S.C. §§ 981(a)(1)(C) and 982 (a)(2)	Forfeiture Allegation	2

Date 8/31/09Signature of AUSA: CL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

 Yes No

Related Case Information

Superseding Indictment: Yes No New Defendant: Yes No

Pending CR Case in NDTX: Yes No If Yes, number: _____

Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;
3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118

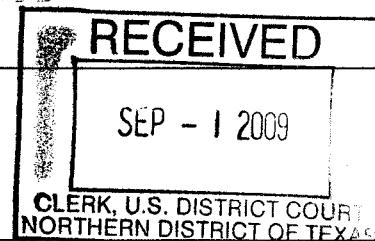
R 20 from District of N/A Magistrate Case Number N/A

Defendant Name BRIAN PATRICK HANEY (3)

Alias Name _____

Address _____
_____County in which offense was committed: Dallas

2. U.S. Attorney Information

Candina S. HeathBar # 09347450

3. Interpreter

 Yes No If Yes, list language and/or dialect: _____

4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 1 Petty Misdemeanor Felony

Citation	Description of Offense Charged	Count(s)
18 U.S.C. § 1030(b) 18 U.S.C. § 1030(a)(4)	Conspiracy to Exceed Authorized Access to a Protected Computer	1

Date 8/31/09Signature of AUSA: 

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

Yes No

Related Case Information

Superseding Indictment: Yes No New Defendant: Yes No

Pending CR Case in NDTX: Yes No If Yes, number: _____

Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;

3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118

R 20 from District of N/A Magistrate Case Number N/A

Defendant Name

ERIC BYRON LITTLEJOHN, II (4)

Alias Name

Address

County in which offense was committed:

Dallas

2. U.S. Attorney Information

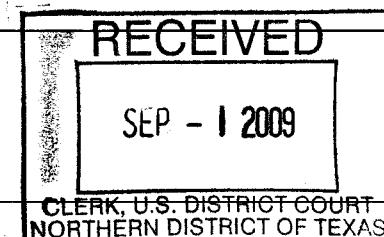
Candina S. Heath

Bar # 09347450

3. Interpreter

Yes No

If Yes, list language and/or dialect: _____



4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 1

Petty Misdemeanor Felony

Citation

Description of Offense Charged

Count(s)

18 U.S.C. § 1030(b)

Conspiracy to Exceed Authorized Access

1

18 U.S.C. § 1030(a)(4)

to a Protected Computer

Date 8-31-09

Signature of AUSA: 

8-09 CR 249-D

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

 Yes No

Related Case Information

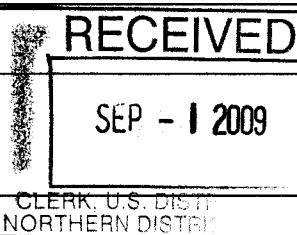
Superseding Indictment: Yes No New Defendant: Yes NoPending CR Case in NDTX: Yes No If Yes, number: _____Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118R 20 from District of N/A Magistrate Case Number N/ADefendant Name NATHAN TODD SHAFER (5)

Alias Name _____

Address _____

County in which offense was committed: Dallas

2. U.S. Attorney Information

Candina S. HeathBar # 09347450

3. Interpreter

 Yes No

If Yes, list language and/or dialect: _____

4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 2 Petty Misdemeanor Felony

Citation	Description of Offense Charged	Count(s)
18 U.S.C. § 1030(b)	Conspiracy to Exceed Authorized Access	1
18 U.S.C. § 1030(a)(4)	to a Protected Computer	
18 U.S.C. § 1030(i) and (j); 21 U.S.C. § 853(a) and (p); 28 U.S.C. § 2461; 18 U.S.C. §§ 981(a)(1)(C) and 982 (a)(2)	Forfeiture Allegation	2

Date 8-31-09Signature of AUSA: 

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS**

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

Yes No

Related Case Information

Superseding Indictment: Yes No New Defendant: Yes No

Pending CR Case in NDTX: Yes No If Yes, number: _____

Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;

3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118

R 20 from District of N/A Magistrate Case Number N/A

Defendant Name

MATTHEW NORMAN SIMPSON (6)

Alias Name

Address

County in which offense was committed:

Dallas

2. U.S. Attorney Information

Candina S. Heath

Bar # 09347450

RECEIVED

SEP - 1 2009

**CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS**

3. Interpreter

Yes No

If Yes, list language and/or dialect: _____

4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 2

Petty

Misdemeanor

Felony

Citation

Description of Offense Charged

Count(s)

18 U.S.C. § 1030(b)

Conspiracy to Exceed Authorized Access
to a Protected Computer

1

18 U.S.C. § 1030(a)(4)

Forfeiture Allegation

2

18 U.S.C. § 1030(i) and (j);
21 U.S.C. § 853(a) and (p);

28 U.S.C. § 2461;

18 U.S.C. §§ 981(a)(1)(C) and 982 (a)(2)

Date 8-31-09

Signature of AUSA: 

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

 Yes No

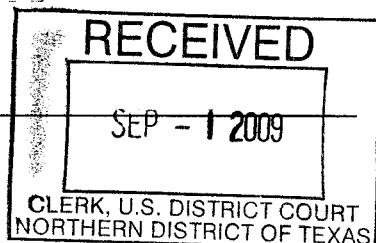
Related Case Information

Superseding Indictment: Yes No New Defendant: Yes NoPending CR Case in NDTX: Yes No If Yes, number: _____Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118R 20 from District of N/A Magistrate Case Number N/ADefendant Name ALICIA CARGILL SMALLWOOD (7)

Alias Name _____

Address _____
_____County in which offense was committed: Dallas

2. U.S. Attorney Information

Candina S. HeathBar # 09347450

3. Interpreter

 Yes No

If Yes, list language and/or dialect: _____

4. Location Status

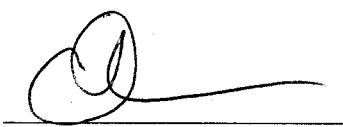
Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 1 Petty Misdemeanor Felony

Citation	Description of Offense Charged	Count(s)
18 U.S.C. § 1030(b)	Conspiracy to Exceed Authorized Access	1
18 U.S.C. § 1030(a)(4)	to a Protected Computer	

Date 8/31/09Signature of AUSA: 

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

Yes No

Related Case Information

Superseding Indictment: Yes No New Defendant: Yes No

Pending CR Case in NDTX: Yes No If Yes, number: _____

Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;

3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118

R 20 from District of N/A Magistrate Case Number N/A

Defendant Name

JASON CARTER WATTS (8)

Alias Name

Address

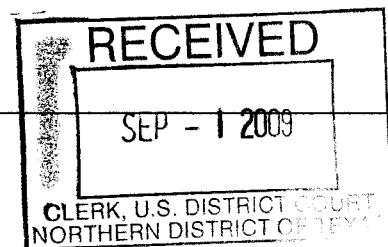
County in which offense was committed:

Dallas

2. U.S. Attorney Information

Candina S. Heath

Bar # 09347450



3. Interpreter

Yes No

If Yes, list language and/or dialect: _____

4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody
 On Pretrial Release

5. U.S.C. Citations

Total # of Counts as to This Defendant: 1

Petty

Misdemeanor

Felony

Citation

18 U.S.C. § 1030(b)
18 U.S.C. § 1030(a)(4)

Description of Offense Charged

Conspiracy to Exceed Authorized Access
to a Protected Computer

Count(s)

1

Date 8-31-09

Signature of AUSA:

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

1. Defendant Information

Juvenile: Yes No

If Yes, Matter to be sealed:

Yes No

Related Case Information

Superseding Indictment: Yes No New Defendant: Yes No

Pending CR Case in NDTX: Yes No If Yes, number: _____

Search Warrant Case Number 3:09-MJ-75;3:09-MJ-76;3:09-MJ-77;3:09-MJ-78;

3:09-MJ-79;3:09-MJ-112;3:09-MJ-113;3:09-MJ-114;3:09-MJ-115;3:09-MJ-118

R 20 from District of N/A Magistrate Case Number N/A

Defendant Name WILLIAM MICHAEL WATTS (9)

Alias Name _____

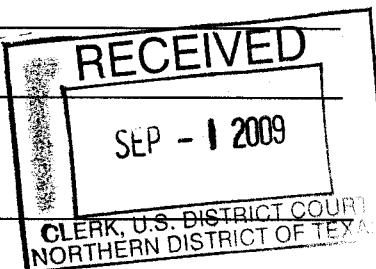
Address _____

County in which offense was committed: Dallas

2. U.S. Attorney Information

Candina S. Heath

Bar # 09347450



3. Interpreter

Yes No If Yes, list language and/or dialect: _____

4. Location Status

Arrest Date: Issue arrest warrant

Already in Federal Custody _____ in _____
 Already in State Custody _____
 On Pretrial Release _____

5. U.S.C. Citations

Total # of Counts as to This Defendant: 1 Petty Misdemeanor Felony

Citation	Description of Offense Charged	Count(s)
----------	--------------------------------	----------

18 U.S.C. § 1030(b)
18 U.S.C. § 1030(a)(4)

Conspiracy to Exceed Authorized Access
to a Protected Computer

1

Date 8-31-09

Signature of AUSA: Cd